

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

United States of America,

Plaintiff

V.

James Lescinsky,

Defendant

2:16-cr-00153-JAD-CWH

Order Granting in Part and Denying in Part Motion for Judgment of Acquittal

and

FRCrP 23(c) findings after nonjury criminal trial

10 Based on the findings and conclusions that I articulated in detail on the record today, IT IS
11 HEREBY ORDERED that:

- 12 • Defendant James Lescinsky's Motion for Judgment of Acquittal (FRCrP 29(a)), verbally
13 made at the close of the government's case, is GRANTED IN PART AND DENIED IN
14 PART: it is granted for Count 3 (Tampering with a Witness) and denied for all other counts.
15 The Clerk of Court is directed to ENTER A JUDGMENT OF ACQUITTAL on Count 3.
16 • As to Count 1 (Deprivation of Rights under Color of Law), the Court finds the defendant
17 NOT GUILTY.
18 • As to Count 2 (Deprivation of Rights under Color of Law), the Court finds the defendant
19 NOT GUILTY.
20 • As to Count 4 (Falsification of a Document), the Court finds the defendant NOT GUILTY.
21 • As to Count 5 (Falsification of a Document), the Court finds the defendant NOT GUILTY.
22 • The Clerk of Court is directed to ENTER A JUDGMENT OF ACQUITTAL on Counts 1, 2,
23 4, and 5.

Dated this 12th day of August, 2016

Jennifer A. Dorsey
United States District Judge